

No. 5:08-CR-176-F

## ORDER

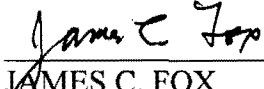
the entire discovery of this case. *See* [DE-60], p. 1. Upon review of the record, a Rule 11 hearing was conducted on January 5, 2009, in which Sanchez entered into a plea agreement upon indicating that he had sufficient time to review and discuss this case with his attorney. *See* [DE-22]. Based on the foregoing, the court denied Sanchez's request on February 28, 2012. *See* [DE-61].

Now, Sanchez has filed this instant Motion for Reconsideration [DE-62] claiming that he "opposes the manner which the this Court resolved the motion since the United States of America ("Respondent") did not forwarded copy of its Response to him." Sanchez further claims that because he did not receive a copy of the Government's Response to his motion, that "affect[ed] his appropriate and timely notification to this Court that no such Discovery Materials was forwarded to the Defense....[and this] is a violation of Defendant's due process right because he has an interest to defend against false claims which the Court's Order was resolved thereupon."

Here, even if the Response [DE-60] filed by the Government was provided to Sanchez and he had an opportunity to respond, it would not have changed the court's decision regarding the Motion Requesting All Discovery Material [DE-58]. Although Sanchez previously alleged and continues to argue that his counsel was never provided all of the discovery materials at any time, the Government has already submitted several exhibits of letters written to his counsel confirming that all discovery materials were indeed provided. *See* [DE-60], Ex. A-C. Sanchez fails to provide any evidence to rebut such contentions by the Government. Accordingly, Sanchez's Motion for Reconsideration [DE-62] is DENIED.

SO ORDERED.

This the 5<sup>th</sup> day of April, 2012.

  
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JAMES C. FOX  
Senior United States District Judge